



# Minutes of the Ordinary Meeting held on 23 November 2016



**Council's Guiding Principles:**

- To act in the best interests of the whole community
- To manage the Shire's finances prudently and effectively
- To provide for the community quality services on a day to day basis
- To initiate sustainable capital works programs to enhance the local economy
- To provide excellent customer service for both citizens and visitors
- To support Council's workforce with appropriate training and safe working practices
- To act in the best interests of the natural environment at all times



Whitsunday Regional Council  
**Minutes of the Ordinary Meeting held at  
Bowen Council Chambers, 67 Herbert Street, Bowen on  
23 November 2016 commencing at 9:00am**

**Councillors Present:**

A Willcox; J Clifford; R Petterson; J Collins; P Ramage; D Clark and M Brunker

**Council Officers Present:**

B Omundson (Chief Executive Officer); M McGoldrick (Chief Financial Officer); J Raiteri (Director Engineering Services); G Jarvis (Director Corporate Services); J Wright (Director Community & Environment); D Mackay (Acting Director Planning & Development); G Martin (Manager Communications & Marketing); A Felix (Administration Officer); P Fendley (Executive Officer Strategy & Governance); J Rugless (Manager It, GIS & Records)

**Other Details:**

The meeting commenced at 9.02am

The meeting adjourned for morning tea and presentations at 10.05am

The meeting reconvened from morning tea and presentations at 10.29am

The meeting closed at 11.51am

Whitsunday Regional Council  
 Minutes of the Ordinary Meeting to be held at  
**Bowen Council Chambers, 67 Herbert Street, Bowen**  
 on 23 November 2016 commencing at 9:00am

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**2. Condolences**  
**2.1 2016/11/23.01 CONDOLENCES**

**Moved by: P RAMAGE**  
**Seconded by: J CLIFFORD**

**Council observes one (1) minutes silence for the recently deceased.**

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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**3.2 Mayoral Update**

**Mayoral Update**  
**23 November 2016 Ordinary Council Meeting**

|                                              |                                                                                                                                                                                                                           |
|----------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>Wednesday<br/>9<sup>th</sup> November</b> | <ul style="list-style-type: none"> <li>• Meeting with Jetstar Senior Managers – Proserpine</li> <li>• Meeting with Ken McLoughlin</li> <li>• St Catherine’s Catholic College Awards Night - Proserpine</li> </ul>         |
| <b>Thursday<br/>10<sup>th</sup> November</b> | <ul style="list-style-type: none"> <li>• Divisional Trip – Mt Coolon - Collinsville</li> </ul>                                                                                                                            |
| <b>Friday<br/>11<sup>th</sup> November</b>   | <ul style="list-style-type: none"> <li>• Remembrance Day Service – Cunningham Villas</li> <li>• Remembrance Day Service – RSL Sub Branch Bowen</li> <li>• Miss Australia Rodeo Queen Quest Launch – Proserpine</li> </ul> |
| <b>Saturday<br/>12<sup>th</sup> November</b> | <ul style="list-style-type: none"> <li>• Arrival of Pacific Eden Cruise Ship – Abell Point</li> <li>• McHappy Day – McDonalds Bowen</li> </ul>                                                                            |



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|-------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <p><b>Monday</b><br/><b>14<sup>th</sup> November</b></p>    | <ul style="list-style-type: none"> <li>• Meeting with PCYC – Bowen</li> <li>• Welcome to Council Orientation – Bowen</li> <li>• Airlie Beach Foreshore Upgrade Consultation – Bowen</li> <li>• Briefing on Adani Presentation – Bowen</li> <li>• Meeting with Girudala Representative – Bowen</li> <li>• BCE Meeting - Bowen</li> </ul> |
| <p><b>Tuesday</b><br/><b>15<sup>th</sup> November</b></p>   | <ul style="list-style-type: none"> <li>• Meeting with Economic Development Officers – Proserpine</li> <li>• Meeting with Whitsunday Moorings – Proserpine</li> <li>• Meeting with Ratepayer – Proserpine</li> <li>• Meeting with North Head Lighthouse Committee, Lions, NQBP and Bowen Historical Society - Bowen</li> </ul>           |
| <p><b>Wednesday</b><br/><b>16<sup>th</sup> November</b></p> | <ul style="list-style-type: none"> <li>• QRC “State of Sector” Forum – Brisbane</li> </ul>                                                                                                                                                                                                                                              |
| <p><b>Friday</b><br/><b>18<sup>th</sup> November</b></p>    | <ul style="list-style-type: none"> <li>• Meeting with Principal of Hunt Designs – Bowen</li> <li>• PBR Iron Cowboy Event – Townsville</li> </ul>                                                                                                                                                                                        |
| <p><b>Saturday</b><br/><b>19<sup>th</sup> November</b></p>  | <ul style="list-style-type: none"> <li>• Men’s Health Whitsundays – Bowen</li> </ul>                                                                                                                                                                                                                                                    |
| <p><b>Monday</b><br/><b>21<sup>st</sup> November</b></p>    | <ul style="list-style-type: none"> <li>• Major Client Forum Pre Meeting – Bowen</li> <li>• Whitsunday Disaster Management Group – Proserpine</li> <li>• Tourism Whitsundays Board Meeting – Cannonvale</li> <li>• Schoolies – Airlie Beach</li> </ul>                                                                                   |



|                                                           |                                                                                                                                                                                                                                                          |
|-----------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <p><b>Tuesday</b><br/><b>22<sup>nd</sup> November</b></p> | <ul style="list-style-type: none"> <li>• Meeting with Proserpine Progress Community Group – Proserpine</li> <li>• Meeting with Ratepayers &amp; Developers of Whitsunday Gardens Estate</li> <li>• Major Client Forum Meetings – Hydeaway Bay</li> </ul> |
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**4. Confirmation of Minutes**

**4.1 2016/11/23.02 CONFIRMATION OF MINUTES REPORT**

**Moved by: R PETERSON**

**Seconded by: J CLIFFORD**

**That the Minutes of the Ordinary Meeting held on 9 November be confirmed.**

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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## 9. Questions from Public Gallery

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### PUBLIC QUESTION TIME

At this time in the meeting the opportunity is provided to members of the gallery to ask questions of the Council or to make statements about the Council and its operations. Under Council's Standing Orders the following applies in relation to this public question time:

1. In every Council Meeting time shall be set aside to permit members of the public to address the Council on matters of public interest related to local government. Questions from the Public Gallery will be taken on notice and may or may not be responded to at the Meeting and must be submitted in writing to Council prior to the Council Meeting in accordance with Council's Policy for Standing Orders – Meetings. The time allocated shall not exceed fifteen (15) minutes and no more than three (3) speakers shall be permitted to speak at any one (1) meeting. The right of any individual to address the Council during this period shall be at absolute discretion of the Council.
2. If any address or comment is irrelevant, offensive, or unduly long, the Chairperson may require the person to cease making the submission or comment.
3. Any person addressing the Council shall stand, state their name and address, act and speak with decorum and frame any remarks in respectful and courteous language

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## 10. Office of the Mayor and CEO

### 10.1 2016/11/23.03 MONTHLY FINANCIAL REPORT - OCTOBER 2016

Moved by: J CLIFFORD

Seconded by: M BRUNKER

**Council receives the Monthly Financial Report for October 2016.**

#### MEETING DETAILS:

The motion was Carried 7/0

**CARRIED**

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10. Office of the Mayor and CEO  
10.2 2016/11/23.04 SEPTEMBER BUDGET REVIEW 2016/17

Moved by: R PETERSON  
Seconded by: D CLARK

Council resolves to adopt the September Budget Review 2016-17 (Amended Budget).

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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10. Office of the Mayor and CEO  
10.3 2016/11/23.05 2016/2017 OPERATIONAL PLAN - QUARTER ONE

Moved by: J CLIFFORD  
Seconded by: R PETERSON

Council receives the 2016/2017 Operational Plan Quarter One report.

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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**10. Office of the Mayor and CEO**

**10.4 2016/11/23.06 ECONOMIC DEVELOPMENT ADVISORY COMMITTEE**

**Moved by: P RAMAGE**

**Seconded by: D CLARK**

**Council resolves to approve the Terms of Reference for the Economic Development Advisory Committee.**

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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**10. Office of the Mayor and CEO**

**10.5 2016/11/23.07 ADVOCACY ADVISORY COMMITTEE**

**Moved by: D CLARK**

**Seconded by: R PETERSON**

**Council resolves to approve the Terms of Reference for the Advocacy Advisory Committee.**

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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**10. Office of the Mayor and CEO**

**10.6 2016/11/23.08 ADDITIONAL FUEL SERVICES - COLLINSVILLE**

**Moved by: P RAMAGE**

**Seconded by: J CLIFFORD**

**Council resolves to:**

- a) advocate for additional fuel services in Collinsville; and**
- b) consider a report to be presented on that advocacy at the Ordinary Council Meeting 07 December 2016.**

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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**11. Corporate Services**

**11.1 2016/11/23.09 CORPORATE SERVICES DEPARTMENT MONTHLY REPORT - OCTOBER 2016**

**Moved by: J CLIFFORD**

**Seconded by: R PETTERSON**

**Council receives the Corporate Services Department monthly report.**

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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11. Corporate Services  
11.2 2016/11/23.10 PROCUREMENT POLICY 2016/2017

Moved by: D CLARK  
Seconded by: J COLLINS

Council resolves to adopt the Procurement Policy for 2016/2017.

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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12. Planning and Development Services  
12.1 2016/11/23.11 DA08446 / DA10288 - REQUEST FOR EXTENSION OF RELEVANT PERIOD - DEVELOPMENT PERMIT FOR RECONFIGURATION OF A LOT - ONE (1) LOT INTO NINE (9) PARK RESIDENTIAL LOTS - BRUCE HIGHWAY, BOWEN - P E REIBEL

Moved by: D CLARK  
Seconded by: P RAMAGE

Council resolves to approve the request for an extension of the relevant period in relation to the Development Permit for Reconfiguration of a Lot for One (1) Lot into Nine (9) Park Residential Lots & Operational Works for Earthworks, Stormwater, Roadworks and Water Infrastructure lodged by WSG Whitsunday Surveys Pty Ltd on behalf of Reibel Farms Pty Ltd on land described as Lot 8 RP 733290, Bruce Highway Bowen, for a further four (4) years.

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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**12. Planning and Development Services**

**12.2 2016/11/23.12 20100426 - REQUEST FOR EXTENSION OF RELEVANT PERIOD REPORT - DEVELOPMENT APPLICATION FOR RECONFIGURATION OF A LOT - ONE (1) LOT INTO TWO (2) LOTS - 11 HINSCHEN STREET PROSERPINE - LOT 4 RP706126 - C-WSG**

**Moved by: P RAMAGE**

**Seconded by: J COLLINS**

**Council resolves to approve the request for an extension of relevant period of the lodged by WSG Whitsunday Surveys on behalf of Gail Hinschen on land described as L: 4 RP: 706126 T: N0180/090, 11 Hinschen Street Proserpine.**

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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**12. Planning and Development Services**

**12.3 2016/11/23.13 20151081 - DEVELOPMENT APPLICATION FOR DEVELOPMENT PERMIT FOR MATERIAL CHANGE OF USE - THIRTY (30) MULTIPLE DWELLING UNITS AND ACCOMMODATION UNITS AND ONE (1) COMMON BUILDING - BRUCE HIGHWAY, BOWEN - 3MOON DESIGN PTY LTD**

**Moved by: J CLIFFORD**

**Seconded by: M BRUNKER**

**Council resolves to refuse the application for Development Permit for Material Change of Use for Thirty (30) Multiple Dwelling Units and Accommodation Units and One (1) Common Building, made by 3Moon Design Pty Ltd, on Lot 2 RP840140 and located at Bruce Highway, Bowen, based on the following grounds:**

- **The proposal conflicts with provisions of the planning scheme and sufficient grounds have not been demonstrated to approve the development despite these conflicts, specifically:**
  - **Conflict with the Strategic Direction for Strong Communities and Infrastructure and Servicing of the Mackay, Isaac Whitsunday Regional Plan;**
  - **Several conflicts with Desired Environmental Outcomes (c),(e),(g),(i),(k),(l) of the *Bowen Shire Planning Scheme 2006*;**
  - **Conflict with Overall Outcome (v) of the Rural Zone Code;**

- The proposal has not addressed and mitigated conflicts with the adjoining Bowen Salt Works site;
- The proposal does not sufficiently demonstrate there is the need for additional Multiple Dwelling Unit and Accommodation Unit development in Bowen; and
- The subject site is located outside of Council's Priority Infrastructure Network.

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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**12. Planning and Development Services**

**12.4 2016/11/23.14 20160477 - REQUEST FOR NEW ADOPTED INFRASTRUCTURE CHARGES NOTICE UNDER THE ECONOMIC DEVELOPMENT INCENTIVES POLICY - GUTHALUNGRA AQUACULTURE FACILITY - PACIFIC REEF FISHERIES (BOWEN) PTY LTD**

**Moved by: D CLARK**

**Seconded by: J COLLINS**

**Council resolves to issue a New Adopted Infrastructure Charges Notice applying a 50% discount in accordance with the Economic Development Incentives Policy for the Aquaculture Facility.**

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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## 12. Planning and Development Services

12.5 2016/11/23.15 20160554 - DEVELOPMENT APPLICATION FOR DEVELOPMENT PERMIT FOR MATERIAL CHANGE OF USE - DUAL OCCUPANCY - 132 JUBILEE POCKET ROAD, JUBILEE POCKET - IBUILDIT PROJECTS PTY LTD C/- VISION SURVEYS

Moved by: J CLIFFORD

Seconded by: D CLARK

Council resolves to approve the application for Development Permit for Material Change of Use - Dual Occupancy, made by Ibuildit Projects Pty Ltd, on L: 10 SP: 261069 and located at 132 Jubilee Pocket Road JUBILEE POCKET, subject to the following conditions:

### ADMINISTRATION

1.1 The approved development must be completed and maintained generally in accordance with the approved drawings and documents:

Plan/Document Name	Prepared By	Plan Number	Dated
Site Plan	Coral Coast Designs	CCD 040616 – D01 - rev 3	5/10/2016
Floor Plan	Coral Coast Designs	CCD 040616 – D02 – rev 3	5/10/2016
Elevations 1 & 2	Coral Coast Designs	CCD 040616 – D03 – rev 3	5/10/2016
Elevations 3 & 4	Coral Coast Designs	CCD 040616 – D04 – rev 3	5/10/2016
Roof Plan	Coral Coast Designs	CCD 040616 – D06 – rev 3	5/10/2016
Landscape Plan	Coral Coast Designs	CCD 040616 – D07 – rev 3	5/10/2016

1.2 The following further development permits are required prior to commencement of work on site or commencement of the use:

- Operational Works:
  - External Access;
  - Internal Access and Parking;
  - Stormwater Drainage;
  - Landscaping; and
  - Erosion and Sediment Control.
- Plumbing and Drainage Works;
- Building Works.

All Operational Works, Plumbing and Drainage Works Development Permits must be obtained prior to the issue of a Building Works Development Permit.

1.3 Where a discrepancy or conflict exists between the written conditions of this approval and the approved plans, the requirements of the written condition(s) will prevail.

- 1.4 All conditions of this approval must be complied with in full to Council's satisfaction prior to the release of the survey plan or the commencement of the use, whichever is the sooner.
- 1.5 The applicant shall demonstrate and provide evidence that compliance with all conditions of this development approval and any other subsequent development approvals as a result of this development approval have been complied with at the time of sealing the survey plan or commencement of the use, whichever is the sooner.

#### **CLEARING, LANDSCAPING AND FENCING**

- 2.1 Any vegetation removed must be disposed of to the requirements of the Council. Transplanting, chipping or removal from site are the preferred solutions.
- 2.2 All vegetative waste cleared as part of the development of the site is to be either:
  - a) stored neatly on site and shredded within sixty (60) days of clearing; or
  - b) removed off the site to an approved disposal location.
- 2.3 An Operational Works (Landscaping) application must be approved by Council prior to the commencement of work on site. The application must be accompanied by detailed plans and specifications. The landscaping must be established in accordance with the approved plans prior to the commencement of the use and maintained thereafter to the requirements of the Council.
- 2.4 Erect solid fencing, a minimum of 1.8 metres high, along the side and rear boundaries of the site. The fencing placed on the side boundaries of the site is to be stepped down from the end of the building line to the front boundary to a height of 1.2 metres. The proposed design and materials are to be submitted with the detailed landscaping plans for review.

#### **BUILDING**

- 3.1 Mailboxes for each unit must be provided on site, prior to the commencement of the use. Location of mailboxes should be in a clear position facing the street; and clear of obstacles (i.e. trees and shrubs). Mailboxes should demonstrate consistency with the standard required by Australia Post.
- 3.2 Ventilation and mechanical plant must be located and designed so that prevailing breezes do not direct undesirable noise and odours towards nearby residential accommodation.
- 3.3 All air-conditioning units are not to be visible from the street or adjoining properties and are to be aesthetically screened.
- 3.4 Building and landscaping materials are not to be highly reflective, or likely to create glare, or slippery or otherwise hazardous conditions.
- 3.5 Buildings are to be finished with external building materials and colours to reduce scale and bulk.

#### **WATER INFRASTRUCTURE**

- 4.1 The development must be connected to Council's water network prior to commencement of the use.
- 4.2 Each dwelling within the development must be provided with a sub-meter in accordance with Council's policy for sub-metering prior to occupation of the dwellings.
- 4.3 All water infrastructure must be designed and constructed in accordance with Council's Development Manual (current at the time of development), prior to commencement of the use.

## **SEWERAGE INFRASTRUCTURE**

- 5.1 The development must be connected to Council's sewerage network prior to commencement of the use.
- 5.2 Each dwelling within the development must be connected to Council's sewerage network prior to commencement of the use.
- 5.3 All sewerage Infrastructure must be designed and constructed in accordance with Council's Development Manual (current at the time of development), prior to commencement of the use.

## **ACCESS AND PARKING**

- 6.1 The external access from the pavement of St James Drive to the property boundary must be constructed to comply with the dimensions, gradients and specifications as indicated on Council's Standard Drawing R0051 prior to commencement of the use.
- 6.2 The external access from the pavement of Jubilee Pocket Road to the property boundary must be provided and maintained to comply with the dimensions, gradients and specifications as indicated on Council's Standard Drawing R0050 prior to commencement of the use.
- 6.3 The external access must include provision for all drainage from within the property and along the driveway surface to be collected at or inside the property boundary and discharged by way of a pipe or other approved means to Council's drainage system.
- 6.4 A minimum of 1 covered car parking space and 1 uncovered car space must be provided for each proposed dwelling on site prior to commencement of the use.
- 6.5 All internal accesses, driveways, parking bays and manoeuvring areas must be designed and constructed so as to comply with the criteria described in AS2890.
- 6.6 Prior to commencement of any work on site an Operational Works development permit must be obtained in relation to car parking and internal access.
- 6.7 Any application for Operational Works (Access and Parking) must be accompanied by detailed engineering drawings of the proposed internal access driveways, parking bays and manoeuvring areas, demonstrating compliance with Council's Whitsunday Shire Council Development Manual (or equivalent replacement document current at the time of development), Australian Standard AS2890 and this Decision Notice.
- 6.8 Prior to commencement of use on the site, the owner must lodge with Council, a civil engineer's design and construction certification (by an experienced and qualified engineer). The certification must be addressed to Council and must certify that External Access, Internal Access, onsite parking and manoeuvring areas have been designed and constructed according to the conditions of this Decision Notice and achieves compliance with Whitsunday Planning Scheme, Councils Development Manual, AS2890 and AS 1428.

## **STORMWATER AND FLOODING**

- 7.1 The applicant must design and construct Roof and Allotment drainage system for each building so as to comply with (*Level III of Table 7.13.3*) of the Queensland Urban Drainage Manual current at the time of development as a minimum. No uncontrolled discharge will be permitted within the developed site.
- 7.2 The stormwater design is to provide for the developed flows from the site to be piped to a Legal Point of discharge in St James Drive and Jubilee Pocket Road.

- 7.3 Prior to commencement of use, the owner must lodge with Council, a civil engineer's design and construction certification (by an experienced and qualified engineer). The certification must be addressed to Council and must certify that the Roof and Allotment Drainage works have been constructed in accordance with the requirements of Queensland Urban Drainage Manual current at the time of development, Councils Development Manual (current at the time of development) and this Decision Notice and will not cause adverse effects to adjoining or downstream properties or infrastructure.

#### **ELECTRICITY AND TELECOMMUNICATIONS**

- 8.1 Provide electricity and telecommunications connection to the proposed development to the requirements of the relevant authority. The application must submit to Council, either:
- (a) a certificate of supply demonstrating that existing low-voltage electricity supply is available to the newly created lots; or
  - (b) a certificate of supply that the applicant has entered into an agreement with the authorized electricity supplier, Ergon, to provide electricity services to the newly created lots, payment has been received and the connection will be completed at a date in the future.

If low-voltage electricity supply is unavailable to the newly created lots then the applicant must provide a certificate of supply of the proposed electricity connection date to all future property owners prior to entering into a contract of sale for the newly created lots prior to commencement of the use.

#### **ENVIRONMENTAL MANAGEMENT PLAN (EMP)**

- 9.1 A site-based stormwater management plan must be prepared and submitted with any application for Operational Works.
- 9.2 Prior to commencement of any work on the site, the applicant must submit to Council for approval, a site based Erosion Prevention and Sediment Control Plan for the site
- 9.3 The plan must be prepared in accordance with Council's Development Manual (current at the time of the development), the Soil Erosion and Sediment Control Engineering Guidelines for Queensland Construction Sites, June 1996 by The Institution of Engineers, Australia and the EPA Best Practice Urban Stormwater Management – Erosion and Sediment Control Guideline.
- 9.4 The strategy of the plan must be implemented and maintained for the duration of the operational and building works, and until exposed soil areas are permanently stabilised (e.g. turfed, concreted).
- 9.5 Discharges of water pollutants, wastewater or stormwater from the site must not cause measurable levels of water pollutants in the receiving waters to fall outside the acceptable ranges specified in the 'Australian Water Quality Guidelines for Fresh and Marine Waters', ANZECC 2000.
- 9.6 The applicant must ensure that when undertaking any on-site or external works, including any filling and extraction, appropriate dust control measures are implemented in accordance with the Environmental Protection Act 1994 and complies with the relevant air quality objectives defined in the Environmental Protection (Air) Policy 2008.

#### **MISCELLANEOUS**

- 10.1 If any item of cultural heritage is identified during site works, all work must cease and the relevant State Agency must be notified. Work can resume only after State Agency clearance is obtained.

- 10.2 Provision and maintenance of refuse collection areas to the requirements of the Council.
- 10.3 Waste disposal bins stored outdoors must be screened from all public roads by solid fencing of a colour and material which will match the buildings on the site.
- 10.4 Any alteration necessary to electricity, telephone, water mains, sewerage mains, and/or public utility installations resulting from the development or in connection with the development, must be at full cost to the developer.
- 10.5 Any building materials, equipment and the like must be appropriately tied down, placed indoors and secured on site at the time of preparation for cyclone events. The onsite supervisor is to ensure that all contractors/employees take the necessary steps to secure the construction site in the event of a cyclone.
- 10.6 All construction materials, waste, waste skips, machinery and contractors' vehicles must be located and stored or parked within the site. No storage of materials, parking of construction machinery or contractors' vehicles will be permitted in Jubilee Pocket Road, St James Drive or adjoining land unless written permission from the owner of that land and Council is provided.
- 10.7 It is the developer's responsibility for the full rectification of any damage caused to neighbouring public infrastructure (such as footpaths, driveways, fences, gardens, trees and the like) caused by contractors, including clean-up of any litter or waste that is a result of the subject development.
- 10.8 Any building materials, equipment and the like must be appropriately tied down, placed indoors and secured on site at the time of preparation for cyclone events. The onsite supervisor is to ensure that all contractors/employees take the necessary steps to secure the construction site in the event of a cyclone.
- 10.9 It is the developer's responsibility for the full rectification of any damage caused to neighbouring public infrastructure (such as footpaths, driveways, fences, gardens, trees and the like) caused by contractors, including clean-up of any litter or waste that is a result of the subject development.

#### **ADVISORY NOTES**

##### 11.1 Hours of work

It is the developer's responsibility to ensure compliance with the Environmental Protection Act 1994, which prohibits any construction, building and earthworks activities likely to cause nuisance noise (including the entry and departure of heavy vehicles) between the hours of 6.30 pm and 6.30 am from Monday to Saturday and at all times on Sundays or Public Holidays.

##### 11.2 Dust Control

It is the developer's responsibility to ensure compliance with the Environmental Nuisance of the Environmental Protection Act 1994 which prohibits unlawful environmental nuisance caused by dust, ash, fumes, light, odour or smoke beyond the boundaries of the property during all stages of the development including earthworks and construction.

##### 11.3 Sedimentation Control

It is the developer's responsibility to ensure compliance with the Environmental Protection Act 1994 and Schedule 9 of the Environmental Protection Regulation 2008 to prevent soil erosion and contamination of the stormwater drainage system and waterways.

##### 11.4 Noise During Construction and Noise in General

It is the developer's responsibility to ensure compliance with the Environmental Protection Act 1994.

### 11.5 General Safety of Public During Construction

It is the project manager's responsibility to ensure compliance with the Work Health and Safety Act 2011. It states that the project manager is obliged to ensure construction work is planned and managed in a way that prevents or minimises risks to the health and safety of members of the public at or near the workplace during construction work.

It is the principal contractor's responsibility to ensure compliance with the Work Health and Safety Act 2011. It states that the principal contractor is obliged on a construction workplace to ensure that work activities at the workplace prevent or minimise risks to the health and safety of the public at or near the workplace during the work.

It is the responsibility of the person in control of the workplace to ensure compliance with the Work Health and Safety Act 2011. It states that the person in control of the workplace is obliged to ensure there is appropriate, safe access to and from the workplace for persons other than the person's workers.

11.6 Enquiries relating to the aforementioned conditions should be directed to the Planning and Community Services who will direct the enquiry to the relevant officer.

#### **MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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### 12. Planning and Development Services

12.6      2016/11/23.16      20160684 - APPLICATION FOR ISSUE OF DEED OF GRANT - LOT A ON CP849951 LOCATED AT SHUTE HARBOUR - DEPARTMENT OF NATURAL RESOURCES AND MINES

Moved by:              M BRUNKER

Seconded by:         J COLLINS

Council resolves to advise the Department of Natural Resources and Mines that Council has no objection to the issue of a Deed of Grant over A on CP849951, Shute Harbour which is currently held as a Permit to Occupy subject to all land earmarked for road purposes, remaining as road.

#### **MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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**13. Community and Environment**

**13.1 2016/11/23.17 MEMORIALS IN COUNCIL PARKS, GARDENS, OPEN SPACES AND ROAD RESERVES POLICY**

**Moved by: J CLIFFORD**

**Seconded by: D CLARK**

**Council resolves to adopt the Memorials in Council Parks, Gardens, Open Spaces and Road Reserves Policy.**

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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**13. Community and Environment**

**13.2 2016/11/23.18 WITHDRAWAL OF ILLEGAL CAMPING PENALTY INFRINGEMENT NOTICES**

**Moved by: J CLIFFORD**

**Seconded by: P RAMAGE**

**Council resolves to withdraw a number of Penalty Infringement Notices issued for illegal camping.**

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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**13. Community and Environment**

**13.3 2016/11/23.19 COMMUNITY & ENVIRONMENT - MONTHLY REPORT  
- OCTOBER 2016**

**Moved by: J CLIFFORD**

**Seconded by: M BRUNKER**

**Council receives the Community and Environment Monthly Report for October 2016.**

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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**13. Community and Environment**

**13.4 2016/11/23.20 REQUEST FOR FINANCIAL ASSISTANCE - GUY  
THRUPP**

**Moved by: J COLLINS**

**Seconded by: M BRUNKER**

**Council resolves to donate \$500 in support for Guy Thrupp to attend the Open Karate World Championships in Japan in January 2017.**

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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**13. Community and Environment**

**13.5 2016/11/23.21 RADF - OUT OF ROUND FUNDING 2016**

**Moved by: J CLIFFORD**

**Seconded by: P RAMAGE**

**Council resolves to, in respect to two out of round applications for funding, approve the following grants subject to conditions on the applicants, recommended to Council by the Regional Arts Development Fund Local Committee:**

- 1. Society's Breakdown - \$850**
- 2. Jennifer Wood - \$1314**

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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**13. Community and Environment**

**13.6 2016/11/23.22 COMMUNITY ASSISTANCE GRANTS APPLICATIONS  
SEP TO NOV 2016**

**Moved by: J CLIFFORD**

**Seconded by: P RAMAGE**

**Council resolves to approve the payment of Community Assistance Grants to the following recipients:**

- a) Proserpine BMX Club - \$1,500**
- b) Bowen Cricket - \$3,000**
- c) Collinsville & Scottville Amateur Swimming Club - \$3,000**
- d) Proserpine Whitsunday Rugby Union Club - \$1,000**
- e) Whitsunday Junior Rugby Union - \$3,000**
- f) Girl Guides - Proserpine - \$1,000**
- g) Bowen Turf Club - \$1,500**

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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**13. Community and Environment**

**13.7 2016/11/23.23 REQUEST FOR COUNCIL FEE WAIVERS - 28  
SEPTEMBER-15 NOVEMBER 2016**

**Moved by: J COLLINS**

**Seconded by: J CLIFFORD**

**Council resolves to note the waiving and refund of fees for the following not-for-profit recipients:**

- **Proserpine Rodeo Association Inc**
- **Club Outrigger Whitsunday**
- **Queens Beach State School**
- **Collinsville Development & Industry Group (DIG)**
- **Collinsville State School**
- **Rotary Club of Airlie Beach**
- **Cystic Fibrosis Australia (Faye Elder)**
- **Bowen Baptist Church**
- **QPS - Collinsville Police Station**
- **Whitsunday Regional Council**

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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**15. General Business**

**15.1 2016/11/23.24 WHITSUNDAY REGIONAL COUNCIL - WHITE RIBBON  
WORKPLACE ACCREDITATION**

**Moved by: J CLIFFORD**

**Seconded by: M BRUNKER**

**That the Whitsunday Regional Council becomes an accredited White Ribbon  
Workplace**

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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**15. General Business**

**15.2 2016/11/23.25 LETTER OF THANKS – WHITSUNDAY CRISIS AND  
COUNSELLING SERVICE**

**Moved by: R PETERSON**

**Seconded by: J CLIFFORD**

**That Council receive a letter of thanks from the CEO of Whitsunday Crisis and  
Counselling Service**

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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**15. General Business**

**15.3 2016/11/23.26 SEPARATION INSTRUMENTS FOR FOOTPATHS**

**Moved by: M BRUNKER**

**Seconded by: J CLIFFORD**

**That the CEO writes to the Director General of Main Roads, with respect to finding better separation instruments for future footpaths that are adjacent to local roads**

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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**15. General Business**

**15.4 2016/11/23.27 VOTE OF THANKS FOR 2016 SCHOOLIES EXECUTIVE COMMITTEE**

**Moved by: J CLIFFORD**

**Seconded by: R PETERSON**

**That Council extend a vote of thanks to the Schoolies 2016 Executive Committee, Volunteers and Red Frogs**

- Julie Wright
- Elizabeth Youd
- Rod Cousins
- Billie Davis
- Other Council Staff
- Queensland Police Service
- Queensland Fire Service
- Queensland Ambulance Service
- S.E.S
- P.C.Y.C
- Food Providers
- Contractors & Suppliers

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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**15. General Business**

**15.5 2016/11/23.28 WAIVER OF EVENT APPLICATION FEE – ROTARY CLUB OF PROSERPINE INC.**

**Moved by: J COLLINS**

**Seconded by: J CLIFFORD**

**That Council waive the Class 2 Event Application Fee of \$638.00 to assist the Rotary Club of Proserpine Inc. in hosting the Proserpine Rotary Christmas Fair on Friday 16 December 2016.**

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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**17. Procedural Motion**

**17.1 2016/11/23.29 PROCEDURAL MOTION - ADJOURN**

**Moved by: J CLIFFORD**

**Seconded by: R PETTERSON**

**That the meeting be adjourned for the purpose of morning tea and presentations at 10.05am.**

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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**17. Procedural Motion**

**17.2 2016/11/23.30 PROCEDURAL MOTION - RECONVENE**

**Moved by: J CLIFFORD**

**Seconded by: M BRUNKER**

**That the meeting be reconvened from morning tea and presentations at 10.29am.**

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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**17. Procedural Motion**

**17.3 2016/11/23.31 PROCEDURAL MOTION - CLOSURE OF MEETING**

**Moved by: J CLIFFORD**

**Seconded by: J COLLINS**

**That Council close the meeting to the public at 11.06am in accordance with Section 275 of the Local Government Regulations 2012, for the purpose of discussing employee or industrial matters, budget, rating concessions, contractual matters, legal proceedings, planning matters or other business likely to prejudice the interests of the local government or someone else, or enable a person to gain a financial advantage.**

- **Item 16.1.1 – Business Activities Report**  
Section 275 (1) (c) the local government's budget
- **Item 16.1.2 – CBS X-Ray Machine for Whitsunday Coast Airport**  
Section 275 (1) (e) contracts proposed to be made by it
- **Item 16.1.3 – Administrative Pay Increase**  
Section 275 (1) (b) industrial matters affecting employees
- **Item 16.2.1 – 500.2016.0088 Supply and Delivery of One 4WD Twin Cab**  
Section 275 (1) (e) Contracts proposed to be made by it
- **Item 16.2.2 – 500.2016.0073 Supply and Delivery of One 2WD Twin Cab Utility**  
Section 275 (1) (e) Contracts proposed to be made by it
- **Item 16.2.3 – 500.2016.0036 Supply of One 22t Multi-Tyre Roller**  
Section 275 (1) (e) Contracts proposed to be made by it

- **Item 16.2.4 – 500.2016.0048 Supply and Delivery of One Dual Cab Truck and Trailer Combination**  
Section 275 (1) (e) Contracts proposed to be made by it
- **Item 16.2.5 – Rates and Sundry Debtors – October 2016**  
Section 275 (1) (c) the local government’s budget
- **Item 16.4.1 – Bowen Community Hall – Lease Over Part of Lot 1 CP HR1822**  
Section 275 (1) (e) Contracts proposed to be made by it

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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**17. Procedural Motion**

**17.4 2016/11/23.32 PROCEDURAL MOTION – REOPEN OF MEETING**

**Moved by: J CLIFFORD**

**Seconded by: D CLARK**

**That Council reopen the meeting to the general public at 11.46am.**

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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- 16.1 Confidential Matters - Office of the Mayor and CEO  
16.1.1 2016/11/23.33 BUSINESS ACTIVITIES REPORT - OCTOBER 2016

Moved by: J CLIFFORD  
Seconded by: R PETERSON

Council receives the Business Activities Report for October 2016.

**MEETING DETAILS:**

The motion was Carried 7/0

CARRIED

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- 16.1 Confidential Matters - Office of the Mayor and CEO  
16.1.2 2016/11/23.34 CBS X-RAY MACHINE FOR WHITSUNDAY COAST AIRPORT

Moved by: R PETERSON  
Seconded by: J CLIFFORD

Council resolves to award the contract for the provision of supply and installation of checked baggage equipment for the Whitsunday Coast Airport to Smiths Detection.

**MEETING DETAILS:**

The motion was Carried 7/0

CARRIED

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- 16.1 Confidential Matters - Office of the Mayor and CEO  
16.1.3 2016/11/23.35 ADMINISTRATIVE PAY INCREASE

Moved by: J CLIFFORD  
Seconded by: D CLARK

Council resolves to provide employees covered by Council's Certified Agreement with an administrative pay increase of 2% payable from 1<sup>st</sup> July, 2016.

**MEETING DETAILS:**

The motion was Carried 7/0

CARRIED

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**16.2 Confidential Matters – Corporate Services**

**16.2.1 2016/11/23.36 500.2016.0088 SUPPLY AND DELIVERY OF ONE 4WD TWIN CAB**

**Moved by: P RAMAGE**

**Seconded by: D CLARK**

**Council resolves to award the contract for the supply of one (1) 4WD twin cab utility to Crossley Motors for \$36,706.47 (Excluding GST) including the trade in of Asset 10895 Mitsubishi Triton.**

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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**16.2 Confidential Matters – Corporate Services**

**16.2.2 2016/11/23.37 500.2016.0073 SUPPLY AND DELIVERY OF ONE 2WD TWIN CAB UTILITY**

**Moved by: D CLARK**

**Seconded by: P RAMAGE**

**Council resolves to award the contract for the supply and delivery of one (1) 2WD twin cab utility to Bowen Mazda for \$22,577.27 (Excluding GST) including the trade in of Asset 11556 Holden Commodore Wagon.**

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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**16.2 Confidential Matters – Corporate Services**

**16.2.3 2016/11/23.38 500.2016.0036 SUPPLY OF ONE 22T MULTI TYRE ROLLER**

**Moved by: R PETERSON**

**Seconded by: D CLARK**

**Council resolves to award the contract for the supply of one (1) 22 tonne multi-tyre roller to Hastings Deering Pty Ltd for \$153,000 (Excluding GST) including the trade in of Asset number 50822.**

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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**16.2 Confidential Matters – Corporate Services**

**16.2.4 2016/11/23.39 500.2016.0048 SUPPLY AND DELIVERY OF ONE DUAL CAB TRUCK AND TRAILER COMBINATION**

**Moved by: J CLIFFORD**

**Seconded by: R PETERSON**

**Council resolves to award the contract for the supply of one dual cab truck and trailer to Carlisle Tractors for \$106,697.53 (Excluding GST).**

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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**16.2 Confidential Matters – Corporate Services**

**16.2.5 2016/11/23.40 RATES AND SUNDRY DEBTORS-OCTOBER 2016**

**Moved by: J CLIFFORD**

**Seconded by: R PETTERSON**

**Council receives the report showing the actions taken to collect outstanding debtors and rates.**

**MEETING DETAILS:**

The motion was Carried 6/1

**CARRIED**

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**16.4 Confidential Matters – Community and Environment**

**16.4.1 2016/11/23.41 BOWEN COMMUNITY HALL – LEASE OVER PART OF LOT 1 CP HR1822**

**Moved by: M BRUNKER**

**Seconded by: J CLIFFORD**

**Council resolves to:**

- a) Accept the Bowen Garden Workshop Association as the recommended applicant for the lease over part of Lot 1 on HR1820, known as the Bowen Community Hall, on the basis that they enter into suitable user arrangements with other users; and**
- b) Authorise the Chief Executive Officer to negotiate and execute a Trustee Lease and seek Ministerial Consent to the lease.**

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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***The meeting closed at 11.51am***

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Confirmed as a true and correct recording this 7 December 2016

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**Cr Andrew Willcox  
MAYOR**